

LAW OFFICE OF SUZANNE LUBAN
Suzanne A. Luban, SBN 120629
717 Washington Street, 2nd Floor
Oakland, California 94607
(510) 451-4600 Telephone
(510) 451-3002 Fax

Attorney for Defendant
ROSEMONT, INC.

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

No. CR 07-00126 DLJ

Plaintiff,

v.

**STIPULATION AND ~~[PROPOSED]~~
ORDER RE: SEVERANCE AND
WAIVER OF JURY TRIAL OF
DEFENDANT ROSEMONT, INC.**

HASSAN SWAID, et al.,

Defendant. /

IT IS HEREBY STIPULATED AND AGREED by and between
defendant Rosemont, Inc., and the United States, that:

1. Pursuant to Federal Rule of Criminal Procedure 23(a),
defendant Rosemont, Inc. waives its right to a jury trial, such
waiver being conditioned on the further terms set forth herein;

2. Defendant Rosemont, Inc. shall be severed from the trial
of defendant Hassan Swaid, Rosemont's President;

3. Any trial of defendant Rosemont, Inc. will be commenced
only after the conclusion of the trial of defendant Swaid; and

4. The evidence admitted in the trial of defendant Swaid
shall be evidence in the subsequent trial of Rosemont, Inc. by
this Court, if such trial of the corporation occurs. All
objections raised at the trial of the individual defendants shall
be preserved for the record at the trial of Rosemont, Inc. and
both Rosemont, Inc. and the plaintiff reserve the right to

1 interpose additional objections to that prior evidence at the
2 subsequent trial of the corporation. Both the government and
3 Rosemont, Inc. agree that they can introduce additional evidence
4 during this bench trial.

5 SO STIPULATED:

6 Dated: January 9, 2009

/S/ Suzanne A/ Luban
SUZANNE A. LUBAN
Attorney for Defendant
ROSEMONT, INC.

9 Dated: January 9, 2009

/S/ Hassan Swaid¹
ROSEMONT, INC. by Hassan Swaid
President

11 Dated: January 9, 2009

/S/ Keslie Stewart
KESLIE STEWART
Assistant United States Attorney
Counsel for Plaintiff

14 Dated: January 9, 2009

/S/ Maureen Bessette
MAUREEN BESSETTE
Assistant United States Attorney
Counsel for Plaintiff

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19 IT IS SO ORDERED.

21 January 14, 2009
22 Dated: _____



HONORABLE D. LOWELL JENSEN
United States District Judge

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25
26 ¹I hereby attest that I have on file all holograph signatures
27 for any signatures indicated by a "conformed" signature (/S/)
within this efiled document.

/S/ Suzanne A. Luban
SUZANNE A. LUBAN
Counsel for Rosemont, Inc.